



FORM No. - 4  
See Rule (12)

# IN THE CENTRAL ADMINISTRATIVE TRIBUNAL

CUTTACK BENCH

## ORDER SHEET

Application No. 827 of 200 2  
Applicant(s) Prasanna Kumar Das & others Respondent(s) U.O.I.  
Advocate for Applicant(s) M/S. B.S. Tripathy Advocate for Respondent(s) MR. Rakt  
J. Pati

### NOTES OF THE REGISTRY

P.O/B.D. for Rs.50/- filed  
For Registration please

Memo filed in the Court  
with orders to be taken  
up today after lunch.

DR  
Registrar

1. Case No. OA 555/2000 filed  
2. Synopsis filed before me

### ORDERS OF THE TRIBUNAL

REGISTERED

25/9/2002

Or.No.1 dated 25.9.2002

This matter has been taken up  
to-day on being mentioned by the learned couns  
for the Applicant.

In this Application 28 Applicants  
have joined together and by filing Misc.  
Application No.902/02, they have prayed for  
permission to jointly prosecute this O.A.  
The prayer for joint prosecution of this O.A.  
is allowed, subject to payment of Rs.1350/-  
(Rupees One thousand & three hundred fifty)  
in shape of I.P.O.. Shri Tripathy, appearing for the Applicant

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CA 827/02

## NOTES OF THE REGISTRY

## ORDERS OF THE TRIBUNAL

I.P.O. Rs. 1350/-  
one thousand three  
hundred (only) 4500  
and separate O.A. nos.  
assigned in s/o. other  
27 applicants.

undertakes to tile I.P.O. worth of Rs.1350/-  
by 27.9.2002. Upon receipt of IPO worth of  
Rs.1350/- separate O.A.nos. be assigned in  
respect of other 27 Applicants for statistical  
purpose. M.A.902/02 is disposed of accordingly.

MEMBER (JUDICIAL)

Order No.2 dated 25.9.2002

Heard Shri B.S.Tripathy, learned  
counsel for the Applicants and Shri D.N.Mishra  
learned Standing Counsel (on whom a copy of  
O.A. has been served) appearing on behalf of  
the Respondents/Railways.

Applicants, Asst.Station Masters/  
Station Masters of S.E.Railway, Sambalpur  
Division had approached this Tribunal earlier  
in O.A.555/2000; wherein directions were  
issued to Respondents to evaluate /make a  
job analysis and accordingly grant necessary  
relief to the Applicants. After the job  
analysis work was over, the Applicants again  
approached this Tribunal in M.A.130/02 and  
obtained a direction to the Chief Personnel  
Officer to pass necessary orders on the  
report of job analysis and to grant necessary  
relief by way of granting special allowances  
to the Applicants, within a period of two  
months from 26.3.2002. By filing the present  
Original Application under Section 19 of the  
Administrative Tribunals Act, 1985, the  
Applicants have placed on record a Memorandum  
dated 31.7.2002 (Annexure-3) issued by the  
Divisional Personnel Officer, S.E.Railway,  
Sambalpur in pursuance of concurrence of  
of FA/GRC vide his letter No.FB ENG Optg.

Pt.XI/72 dated 01.7.02. Under the said  
Annexure-31.7.2002 (Annexure-3), the Assistant  
Station Masters/Station Masters of Maneswar  
Kerjanga  
Keonjhar Section of Sambalpur Railway Dvn.  
have virtually been asked to work for eight  
hours (continuous) under HOER, in-stead of  
working for 12 hours (EI) w.e.f. 1.8.2002.  
By showing this Memorandum dated 31.7.02,

I do agree at

...

3  
the counsel for the Applicants submitted that, by implication, since the Applicants (ASMs/SMs) were discharging duties for 12 hours (EI) prior to 1.8.02, they are entitled to special/overtime allowances for the excess four hours duty.

Prima facie, the submission made by the Advocate for the Applicant appears to have considerable force and, as a necessary consequence, the Respondents should grant special/over time allowance to the Applicants. Since this matter is being examined at the admission stage in the present O.A., Shri D.N. Mishra, Standing Counsel for the Railways submits that this matter again be sent to Respondents for needful action.

In the aforesaid premises, having heard the learned counsels of both sides, Respondents are directed to treat the copies of this O.A. 827/02 to be a representation made in respect of each of the Applicants and consider the case of the Applicants and grant them necessary consequential relief in shape of arrears of special/over time allowance by the end of October, 2002.

This O.A. is disposed of in the aforesaid terms. No costs.

Send copies of this order to Respondents along with copies of O.A. as directed above. Free copies of this order be also made available to the learned counsels of both sides.

*[Signature]*  
25/09/2002  
MEMBER (JUDICIAL)

Ref. order dt. 25.9.02

Free copies of final  
order dt. 25.9.02  
assigned to counsel  
for both sides.

*[Signature]*  
27/9/02

*[Signature]*  
27/9/02  
S.O.

Copies of order dated  
25.9.02 alongwith copies  
of O.A. communicated to  
all resp'ts.

*[Signature]*  
21/10/02  
S.O.

*[Signature]*  
21/10